IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FOURTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

WRIT PETITION NO : 1586 of 2005

Between:

B. Pushpavathi, W/o Rambabu,
R/o Vallampatla (V), T. Narasapuram (M),

West Godavari District.

..... PETITIONER

AND

Station House Officer, T. Narasapuram P.S.,
T. Narsapuram, West Godavari District.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondent in not registering the crime and not investigating into petitioner's report, dt. 4-1-2005 is illegal, irregular and violative of provisions of code of criminal procedure and offends Articles 14 and 21 of the constitution of India and consequently direct the respondent to register the crime, investigate into the same, arrest the culprits and charge sheet the culprits in accordance with law and pass such other orders or order as this Hon'ble Court may it and proper in the circumstances of the case.

Counsel for the Petitioner: MR.SATYANARAYANA NIMMAGADDA

Counsel for the Respondent: GP FOR HOME

The Court made the following:

ORDER:

The grievance of the petitioner is that she submitted a complaint before the respondent on 04.01.2005 alleging certain criminal acts on the part of the persons named therein, but no action has been taken thereon. She seeks proper direction in this regard.

Heard the learned counsel for the petitioner and the learned Government Pleader for Home.

Even if what is stated by the petitioner is true, it needs to be noted that a citizen is not helpless if the Station House Officer does not register a case on complaint, he can approach the Magistrate concerned under Section-200 Cr.P.C.

Therefore, the writ petition is disposed of leaving it open to the petitioner to approach the Magistrate concerned with a petition under

Section-200 Cr.P.C. There shall be no order as to costs.

04.02.2005

DR

To

1. The Station House Officer, T. Narasapuram P.S.,
   T. Narsapuram, West Godavari District.

2. Two CCs to Government Pleader for Home, High Court

Buildings, Hyderabad. (OUT)

3 Two CD copies

*Form-NIC-OGS/WP{**AVLR**}*